

THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

KENNETH CANNON,

Plaintiff

v.

KERI MOORE, et al.,

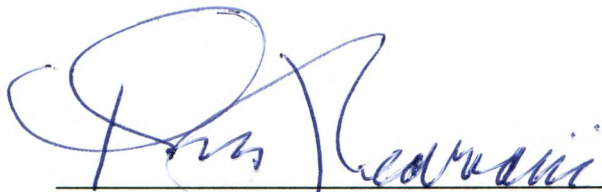
Defendants

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: 1:19-CV-1700  
: (JUDGE MARIANI)  
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ORDER

AND NOW, THIS 25<sup>th</sup> DAY OF JULY, 2022, upon review of Magistrate Judge Schwab's Report & Recommendation ("R&R") (Doc. 66) for clear error or manifest injustice, **IT IS HEREBY ORDERED THAT:**

1. The R&R (Doc. 66) is **ADOPTED** for the reasons stated therein.
2. Plaintiff's action is **DISMISSED** pursuant to Fed. R. Civ. P. 41(b) for failure to comply with the Court's Orders and for failure to prosecute this action.<sup>1</sup>
3. Defendants' Motion for Summary Judgment (Doc. 57) is **DISMISSED AS MOOT**.
4. The Clerk of Court is directed to **CLOSE** this action.



Robert D. Mariani  
United States District Judge

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<sup>1</sup> Judge Schwab's reasoning and conclusion that Plaintiff has failed to prosecute and has abandoned this action is further supported by Plaintiff's failure to file any Objections to the pending R&R despite over one month having passed since its issuance on June 17, 2022.

The Court also agrees with the R&R's findings that an application of the *Poulis* factors further supports the dismissal of this action. See Doc. 66, at 12-16; *Poulis v. State Farm Fire and Cas. Co.*, 747 F.2d 863 (3d Cir. 1984).